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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



In Re Application of:

Charanjit R. Behl, Vincent D. Romeo, Raja G. Achari, Shamin Ahmed, Jorge C. deMeireles, Tianquing Liu, Anthony P. Sileno

Serial No.: 09/882,746

Group Art Unit: 1617

Filing Date: June 11, 2001

Examiner: J. Kim

For: NASAL DELIVERY OF APOMORPHINE FOR YIELDING ENHANCED
NASAL ABSORPTION (As Amended)COPY OF PAPERS
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DATE OF DEPOSIT: APRIL 15, 2002
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FOR PATENTS AND TRADEMARKS,
WASHINGTON, DC 20231.TYPED NAME: Jeffrey J. King
REGISTRATION NO.: 38,515Commissioner for Patents
Washington, DC 20231

TECH CENTER 1600/2900

Sir:

RESPONSE TO RESTRICTION/ELECTION REQUIREMENT

This paper is filed in response to the Restriction Requirement dated **October 15, 2001**, the period for response expiring **November 15, 2001**. A petition for an extension of time for five months through **April 15, 2002**, and the appropriate fee, accompany this response.

REMARKS

Claims 21-40 are pending in the application. In the Restriction Requirement, claims 21-40 were restricted into the following two groups:

- I. Claims 21-32 and 39, drawn to a pharmaceutical formulation for treating sexual dysfunction comprising dopamine receptor agonist.

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DOCKET NO.: NPCI-0123A/719-127-CIPH

PATENT



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TRADEMARKS, WASHINGTON, DC 20231.

TYPED NAME: Jeffrey J. King
REGISTRATION NO.: 38,515

Sir:

AMENDMENT TRANSMITTAL LETTER

Transmitted herewith for filing in the above-identified patent application is:

- ☐ A Preliminary Amendment.
- ☒ A Response to Restriction/Election Requirement, responsive to the Office Action
Dated October 15, 2001.
- ☐ An Amendment Supplemental to the Paper filed _____.
- ☐ Other: _____.
- ☒ Applicant(s) has previously claimed small entity status under 37 CFR §1.27.
- ☐ Applicant(s) by its/their undersigned attorney, claims small entity status under 37
CFR §1.27 as:

- ☐ an Independent Inventor
- ☐ a Small Business Concern
- ☐ a Nonprofit Organization

- ☐ This application is no longer entitled to small entity status. It is requested that this be noted in the files of the Patent and Trademark Office.

- ☐ Substitute Pages _____ of the Specification are enclosed.

- ☐ An Abstract is enclosed.

- ☐ _____ Sheets of Proposed Corrected Drawings are enclosed.

- ☐ A Certified Copy of each of the following applications:
is enclosed.

- ☐ An Associate Power of Attorney is enclosed.

- ☐ Information Disclosure Statement.
 - ☐ Attached Form 1449.
 - ☐ A copy of each reference as listed on the attached Form PTO-1449 is enclosed herewith.

- ☐ Appended Material as follows:

- ☐ Other Material as follows:

FEE CALCULATION

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APR 26 2002

☐ No Additional Fee is Due.

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				SMALL ENTITY		NOT SMALL ENTITY	
	REMAINING AFTER AMENDMEN T	HIGHEST PAID FOR	EXTRA	RATE	FEE	RATE	FEE
TOTAL CLAIM S		(20 MINIMUM)		\$9 EACH	\$	\$18 EACH	\$
INDEP. CLAIM S		(3 MINIMUM)		\$42 EACH	\$	\$84 EACH	\$
FIRST PRESENTATION OF MULTIPLE DEPENDENT				\$140	\$	\$280	\$
<input type="checkbox"/> ONE MONTH EXTENSION OF TIME				\$55	\$	\$110	\$
<input type="checkbox"/> TWO MONTH EXTENSION OF TIME				\$200	\$	\$400	\$
<input type="checkbox"/> THREE MONTH EXTENSION OF TIME				\$460	\$	\$920	\$
<input type="checkbox"/> FOUR MONTH EXTENSION OF TIME				\$720	\$	\$1440	\$
<input checked="" type="checkbox"/> FIVE MONTH EXTENSION OF TIME				\$980	\$980	\$1960	\$
<input type="checkbox"/> LESS ANY EXTENSION FEE ALREADY PAID				minus	(\$)	minus	(\$)
<input type="checkbox"/> TERMINAL DISCLAIMER				\$55	\$	\$110	\$
<input type="checkbox"/> OTHER FEE OR SURCHARGE AS FOLLOWS:							
TOTAL FEE DUE					\$980		

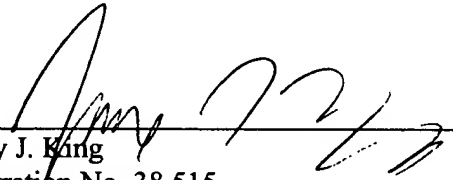
- ☒ A Check is Enclosed in the Foregoing Amount Due.
- ☒ Petition is hereby made under 37 C.F.R. 1.136(a) to extend the time for response to the Office Action of **October 15, 2001** to and through **April 15, 2001** comprising an extension of the shortened statutory period of **five(5)** months.
- ☒ The Commissioner is hereby requested to grant an extension of time for the appropriate length of time, should one be necessary, in connection with this filing or any future filing submitted to the U.S. Patent and Trademark Office in the

above-identified application during the pendency of this application. The Commissioner is further authorized to charge any fees related to any such extension of time to deposit account 23-3050. This sheet is provided in duplicate.

- ☒ The Commissioner is authorized to charge payment of the following fees and to refund any overpayment associated with this communication or during the pendency of this application to deposit account 23-3050. This sheet is provided in duplicate.
- ☐ The Foregoing Amount Due for Filing this Paper.
- ☒ Any additional filing fees required, including fees for the presentation of extra claims under 37 C.F.R. 1.16.
- ☒ Any additional patent application processing fees under 37 C.F.R. 1.17 or 1.20(d).

SHOULD ANY DEFICIENCIES APPEAR with respect to this application, including deficiencies in payment of fees, missing parts of the application or otherwise, the United States Patent and Trademark Office is respectfully requested to promptly notify the undersigned.

Date: April 15, 2002

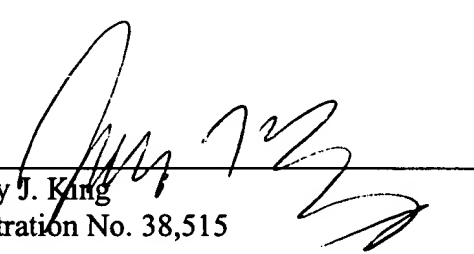

Jeffrey J. King
Registration No. 38,515

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- II. Claims 33-38 and 40, drawn to a method of increasing sexual desire by administering a formulation comprising a dopamine receptor agonist..

Applicants hereby elect Group I consisting of Claims 21-32 and 39 for prosecution at this time. This election is made with traverse, and no representations are made by this election concerning the merits of the Restriction Requirement with respect to the possible existence of multiple distinct inventions among the originally presented claims. Applicants reserve the right to pursue the subject matter of all non-elected claims in one or more related applications. Applicants respectfully request allowance of all pending elected claims.

Date: April 15, 2002



Jeffrey J. King
Registration No. 38,515

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